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Approved For Release 2004/01/12 : CIA-RDP66B00560R000100080035-9

OFFICE OF THE ATTORNEY GENERAL

Washington, D. C.

July 12, 1962

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Certified Mail

**Honorable Dean Rusk
Secretary of State
Department of State
Washington 25, D. C.**

**Re: Release of U. S. Classified Information (Non-Military)
to Foreign Governments**

Dear Mr. Secretary:

Based on the provisions of National Security Action Memorandum No. 136 I have caused a review to be made of the "Basic Policy Governing the Release of Classified Defense Information (Non-Military) to Foreign Governments," which was approved on September 23, 1958 with the proviso that the ICIS carry out the review responsibility.

As you know, NSC Action No. 2125-f of September 10, 1959 relieved the ICIS of responsibility for reviewing disclosures of U. S. Classified Military Information to foreign governments which resulted in a review by the ICIS of only non-military information which amounted to a mere 5% of all classified information disseminated to foreign governments.

Since formal security protection agreements have been negotiated by your department with the principal foreign governments and much of the non-military classified information is released to foreign governments by your department, it appears a review of such disseminations could best be handled by your department after coordination with CIA and the seven other U. S. agencies reportedly engaged in releasing non-military classified information to foreign governments.

In view of the above, the responsibility delegated to ICIS by NSC Action No. 1983(b)2, as modified by NSC Action 2125-f, is being re-delegated to your department since you have the means and competence to determine if recipient governments are providing adequate protection to U. S. classified non-military information.

DOJ REVIEW COMPLETED

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I would appreciate receiving from you after the expiration of a reasonable time your evaluation of the adequacy of the protection given to U. S. non-military classified information by foreign governments.

Sincerely,

Attorney General

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